

April 25, 2007

## **FEDERAL ORDER**

### **Domestic Quarantine of St. Joseph County, Indiana, for Gypsy Moth (*Lymantria dispar*)**

This Federal Order provides notification, effective immediately, for quarantine of St. Joseph County, Indiana, for gypsy moth (*Lymantria dispar*):

Effective immediately, interstate movement of gypsy moth regulated articles from St. Joseph County, Indiana, must be done in accordance with the requirements of 7CFR301.45.

This action results from verification of intractable reproducing populations of GM in St. Joseph County, communicated by the Illinois Department of Agriculture to USDA, Animal and Plant Inspection Service.

7CFR 301.45-2(b) allows the quarantine of less than an entire state only when the State enforces an intrastate quarantine that matches Federal Gypsy Moth regulations. Accordingly, in order to maintain a partial state quarantine for gypsy moth, the State Plant Regulatory Official for Indiana must confirm prior to 15 June 2007, the establishment of an intra-state quarantine for St. Joseph County that mirrors the Federal Regulatory requirements as specified in 7CFR301.45. The confirmation should be made in writing to the APHIS State Plant Health Director for Indiana.

7CFR 301.45-2(c) provides for temporary designation of new quarantine areas pending publication of a rule to add counties to the list shown in 7CFR 301.45-3(a). 7CFR 301.45-2(c) further requires written notification be given to the owners of property and enterprises in a newly quarantined area, advising them of the quarantine and the necessity of complying with requirements for the movement of regulated articles. This is the responsibility of the Federal and/or State regulatory personnel responsible for the gypsy moth program in the affected state.

This Order is issued under the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412 (a), 7U.S.C. 7712 (a), which authorizes the Secretary of Agriculture to prohibit or restrict the movement in interstate commerce of any plant, plant part, or article if the Secretary determines the prohibition or restriction is necessary to prevent the dissemination of a plant pest within the United States.

If you wish more details on the Federal gypsy moth regulatory program, you may contact the staff officer, Weyman Fussell at (301) 734-5705. For information on regulatory requirements for movement of articles out of Indiana, please contact the APHIS State Plant Health Director, Gary Simon, telephone (765) 446-0267.

We continue to appreciate the cooperative relationship with the State of Indiana in our mutual effort to prevent the spread of quarantine pests.